

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BENJAMIN S. GARCIA,

Petitioner,

v.

JIM HAMLET, Warden,

Respondent.

1:02-CV-5878 AWI DLB HC

ORDER GRANTING EXTENSION OF TIME
NUNC PRO TUNC
(DOCUMENT #59)

Petitioner is a prisoner proceeding pro se in a habeas corpus action pursuant to 28 U.S.C. Section 2254. On August 29, 2005, petitioner filed a motion to extend time to file an opposition to respondent's motion for reconsideration. On September 8, 2005, and during the pendency of this request, petitioner submitted his response in opposition to the motion for reconsideration. Accordingly, the request for an extension of time is GRANTED nunc pro tunc.

IT IS SO ORDERED.

Dated: October 31, 2005
ah014d

/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE